



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Nordine CHEIKH *et al.*

Appl. No.: 09/300,482

Filed: April 28, 1999

For: **Nucleic Acid Molecules and Other  
Molecules Associated with the  
Phosphogluconate Pathway**

Confirmation No.: 4511

Art Unit: 1631

Examiner: Marjorie A. Moran

Atty. Docket: 16517.216

**Notice of Appeal from the Examiner to the  
Board of Patent Appeals and Interferences**

**Mail Stop AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed April 12, 2004, that resulted in Applicants having claims that have been twice or finally rejected.

Authorization to charge the official fee for this filing is given in the accompanying transmittal letter.

Respectfully submitted,

David R. Marsh (Reg. No. 41,408)  
Holly Logue Prutz (Reg. No. 47,755)  
Thomas E. Holsten (Reg. No. 46,098)

07/14/2004 HALI11 00000101 502387 09300482  
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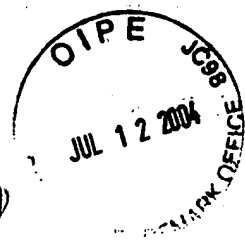
Date: July 12, 2004

ARNOLD & PORTER LLP  
Attn: IP Docketing  
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July 12, 2004

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Art Unit: 1633  
Examiner: Marjorie A. Moran  
Conf. No.: 4511

Re: U.S. Patent Application No. 09/300,482  
Filed: April 28, 1999  
Inventors: Nordine CHEIKH *et al.*  
Title: **Nucleic Acid Molecules and Other Molecules  
Associated with the Phosphogluconate Pathway**  
Atty. Dkt: 16517.216

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences; and
2. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Authorization is hereby given to charge the statutory fee of \$330.00 for filing a Notice of Appeal to Arnold & Porter LLP Deposit Account No. 50-2387, referencing docket number 16517.216. A duplicate copy of this letter is enclosed.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter LLP Deposit Account No. 50-2387, referencing docket number 16517.216.

Respectfully submitted,

*David R. Marsh*  
by *John E. H.* (Reg. No. 41,408)

David R. Marsh (Reg. No. 41,408)  
Holly Logue Prutz (Reg. No. 47,755)

Attachments